

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JEFFREY SCHULKEN, et al.,)	Case No.: 09-CV-02708-LHK
)	
Plaintiffs,)	
v.)	ORDER RE PRELIMINARY
)	APPROVAL HEARING
WASHINGTON MUTUAL BANK,)	
HENDERSON, NV, et al.,)	
)	
Defendants.)	

In light of the Ninth Circuit's recent decision in *Dennis v. Kellogg Co.*, No. 11-55674 (9th Cir. July 13, 2012), the parties are requested to be prepared to discuss at the July 19, 2012 preliminary approval hearing the proposed *cy pres* distribution referenced in Paragraph 8.1 of the Settlement Agreement. By 5:00 p.m. on Wednesday, July 18, 2012, the parties shall file an up to three page statement: (1) identifying the proposed recipient organizations, and (2) explaining "the driving nexus between the plaintiff class and the *cy pres* beneficiaries." Slip Op. at 8119.

IT IS SO ORDERED.

Dated: July 16, 2012


LUCY H. KOH
United States District Judge